

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
ABERDEEN DIVISION

OLD REPUBLIC SURETY COMPANY

PLAINTIFF

V.

NO: 1:21CV126-GHD-DAS

J. CUMBY CONSTRUCTION, INC. AND
WESTFIELD INSURANCE COMPANY

DEFENDANTS

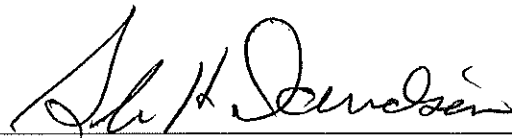
ORDER GRANTING DEFENDANT'S MOTION TO STAY AND COMPEL
MEDIATION AND ARBITRATION

Pursuant to an opinion issued this day, it is hereby ORDERED that:

- (1) the Defendant's motion to stay and compel mediation and arbitration [8] is GRANTED;
- (2) Plaintiff's claims against JCC should be submitted to mediation and then arbitration if required; and
- (3) this matter is STAYED pending the mediation and arbitration, as necessary, of Plaintiff's claims against JCC; and
- (4) the parties are directed to inform the Court within fourteen (14) days of the completion of the mediation/arbitration proceeding.

All memoranda, declarations, and other materials considered by the Court in ruling on this motion are hereby incorporated and made a part of the record in this action.

SO ORDERED this the 16th day of August, 2022.

A handwritten signature in black ink, appearing to read "J. H. Swanson", is written over a horizontal line.

SENIOR U.S. DISTRICT JUDGE